IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 19615 of 2004

Between:

P. Peddanna S/o P. Rama Swami
APSRTC, Karimnagar-II Depot Karimnagar

..... PETITIONER

AND

1 The Depot Manager, Karimnagar Depot-II Karimnagar
2 The Regional Manager, APSRTC., Karimnagar

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of declaring the impugned suspension order No. P2/114(1)/2004-KRMR dated 1-10-2004, issued by the 1st Respondent basing on the vague complaint alleged to have been made by the third party, is illegal, arbitrary violative of Article 14, 16 and 21 of the Constitution of India and also principles of natural justice, null and void and

Counsel for the Petitioner: SMT.S.V.INDIRA

Counsel for the Respondents: SMT.P.RAJANI REDDY

The Court at the admission stage, made the following :

HONOURABLE SRI JUSTICE K.C.BHANU

WRIT PETITION No. 19615 Of 2004

ORDER:

The present Writ Petition is filed to suspend the operation of the Suspension Order No.P2/114(1)/2004-KRMR, dated 01-10-2004 issued by the 1st respondent basing on the complaint.

2 . Normally, this Court will not entertain the writ petition, when suspension of an employee is ordered, pending enquiry, unless the person who issued the suspension order has no authority to pass such a suspension order. In this case, admittedly the Depot Manager is competent person to place an employee under suspension. Therefore, a direction can be given to the 1st respondent to conduct an enquiry as per the Rules of the Corporation and pass appropriate order in view of the charges leveled against him.

3. Accordingly, the Writ Petition is disposed of.

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November 22, 2004

Issue C.C. in three days

B/o.

Kvr

To

1 The Depot Manager, Karimnagar Depot-II Karimnagar
2 The Regional Manager, APSRTC., Karimnagar

3 Two C.Ds.